

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office..... **JAN 2 1991**Returned to applicant for correction..... **MAR 20 1991**Corrected application filed..... Map filed **MAR 22 1991** under **55063**The applicant s **Alan Oppio, R. W. Capurro and Louis J. Capurro**7800 Pyramid Lake Road

Street and No. or P.O. Box No.

of

Sparks,

City or Town

Nevada 89431

State and Zip Code No.

hereby make.... application for permission to change the

Point of Diversion and Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under a portion of Permit No. 50867
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.04471 CFS 11.72 AFA
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, T. 22 N., R. 21 E,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.M., at a point from which the southwest corner of said Section 16 bears South
distance to a section corner. If on unsurveyed land, it should be stated.
10°56'12" West, 4079.29 feet - Well-5
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, T. 22 N., R. 21
If point of diversion is not changed, do not answer.
E., M.D.M., at a point from which the northwest corner of said Section 8 bears
North 54°28'00" West, 4600.0 feet - Well WT-1
7. Proposed place of use See attached Item 7.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use Section 9, T. 22 N., R. 21 E., M.D.M.; NE $\frac{1}{4}$ SE $\frac{1}{4}$ the southerly
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
2.93 acres
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from March 1 to October 31 of each year.
Month and Day Month and Day
10. Use was permitted from March 1 to October 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Existing well, pump, pipeline and sprinklers.
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$10,000
13. Estimated time required to construct works 3 years (Well-5)

14. Estimated time required to complete the application of water to beneficial use..... 5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application together with applications to change Permit No.'s 52456, 28445, 50873 and 50874 would allow the use of water on any portion of land owned by Nevada Potato, with a combined duty of 544 AFA. This application is not supplemental to water rights appurtenant to this property, but owned by others with no fee interest in the land.

s/George G. Lindesmith
By George G. Lindesmith, Agent
801 Greenbrae Drive
Sparks, Nevada 89431

Compared..... pm/jm..... am/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 50867 is issued subject to the terms and conditions imposed in said Permit 50867 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water and place of use under Permits 55603, 55604, 55605, 55606 and 55607 shall be limited to 544 acre-feet annually and 136 acres within the area described under the place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.04471 cubic feet per second, but not to exceed 11.72 acre-feet seasonally, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... April 17, 1993

Proof of completion of work shall be filed before..... May 17, 1993

Application of water to beneficial use shall be made on or before..... April 17, 1995

Proof of the application of water to beneficial use shall be filed on or before..... May 17, 1995

Map in support of proof of beneficial use shall be filed on or before..... May 17, 1995

Completion of work filed..... JUN 10 1993

Proof of beneficial use filed..... SEP 02 1993

Cultural map filed.....

Certificate No. 14070 Issued MAR 09 1995

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 17th day of April

A.D. 19 92

[Signature]
State Engineer

ITEM 7

Township 22 North, Range 21 East, Mount Diablo Meridian

Section 8:

NW 1/4	SE 1/4	1.744 acres
NE 1/4	SE 1/4	35.415 acres
SE 1/4	SE 1/4	12.045 acres

 49.204 acres
Section 9:

NW 1/4	SW 1/4	40.388 acres
NE 1/4	SW 1/4	40.353 acres
NW 1/4	SE 1/4	40.318 acres
SW 1/4	SW 1/4	40.258 acres
SE 1/4	SW 1/4	40.237 acres
SW 1/4	SE 1/4	40.202 acres

 241.756 acres
Section 16:

NW 1/4	NW 1/4	27.420 acres
NE 1/4	NW 1/4	40.179 acres

 67.599 acres
TOTAL AREA**358.559 acres +/-**